

01 - 23 - 06  
ATTORNEY DOCKET  
076041.0179

PATENT APPLICATION  
10/099,824



1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Charles L. Wallace et al.  
Serial No.: 10/099,824  
Date Filed: March 15, 2002  
Group Art Unit: 2174  
Examiner: Nguyen, Le V.  
Title: **GRAPHIC USER INTERFACE FOR A  
PATIENT VENTILATOR**

01/24/2006 JBALINAN 00000068 10099824

01 FC:1806

180.00 OP

**MAIL STOP – Issue Fee**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

I hereby certify that this Information Disclosure Statement is being deposited with the United States Postal Service as Express Mail No. EV352437483US addressed to: Mail Stop Issue Fee, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

  
Michael Wasaff  
1/20/06  
Date

Dear Sir:

**INFORMATION DISCLOSURE STATEMENT**

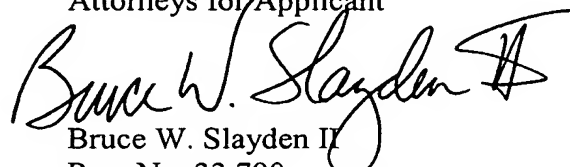
Applicants respectfully request, pursuant to 37 C.F.R. §§1.56, 1.97, and 1.98, that the references listed on the attached PTO-1449, and previously cited in U.S. Patent Application Serial No. 09/314,860 filed May 19, 1999, entitled *“Graphic User Interface for a Patient Ventilator”*, now U.S. Patent No. 6,369,838, be considered and cited in the examination of the above-identified continuation application. Copies of the references are enclosed for the convenience of the Examiner.

Furthermore, pursuant to 37 C.F.R. §§1.97 (g) and (h), no representation is made that these references are material to the patentability of the present application.

Applicants enclose a check in the amount of \$180.00 and believe no further fees are due at this time; however, the Commissioner is hereby authorized to charge any additional fees or credit any overpayment to Deposit Account No. 50-2148 of Baker Botts L.L.P.

Respectfully submitted,

BAKER BOTTS L.L.P.  
Attorneys for Applicant

  
Bruce W. Slayden II  
Reg. No. 33,790

Date: January 20, 2006

Correspondence Address:

Customer No. **31625**

512.322.2548

512.322.8383 (Fax)

ATTORNEY DOCKET

0976041.0179

PATENT APPLICATION

10/099,824

1



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Charles L. Wallace et al.

Serial No.:

10/099,824

Date Filed:

March 15, 2002

Group Art Unit:

2174

Examiner:

Nguyen, Le V.

Title:

**GRAPHIC USER INTERFACE FOR A  
PATIENT VENTILATOR**

**Mail Stop - Issue Fee**  
Commissioner of Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

I hereby certify that this document is being deposited with the United States Postal Service as Express Mail No. EV352437483US addressed to: Mail Stop - Issue Fee, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Michael Wasaff

1/20/06

Date

Dear Sir:

**REQUEST FOR INDICATION OF CONSIDERATION OF INFORMATION  
DISCLOSURE STATEMENT SUBMITTED BEFORE MAILING OF  
THE NOTICE OF ALLOWANCE**

For reasons set forth below, it is respectfully requested that the PTO file for this application be promptly forwarded to Examiner Le V. Nguyen for consideration of the following:

On March 15, 2002, Applicants filed copies of PTO-892 forms which were cited by the Examiner in the parent application, Application Serial No. 09/314,860 filed May 19, 1999, and now Patent No. 6,369,838. These PTO-892 forms were received at the U.S. Patent and Trademark Office on March 15, 2002, as evidenced on the attached return postcard. However, upon receipt of the Notice of Allowance mailed December 29, 2005, the Examiner did not initial the PTO-892 forms to confirm the submitted references were considered.

ATTORNEY DOCKET  
076041.0179

PATENT APPLICATION  
10/099,824

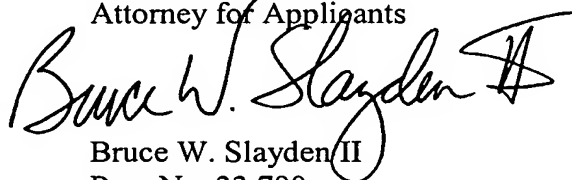
2

Accordingly, Applicants hereby attach copies of the previously submitted PTO-892 forms, along with an Information Disclosure Statement and completed PTO-1449 listing the references previously submitted on the PTO-892 form and request the Examiner initial the PTO 1449 to indicate that the references were properly considered during examination of this application. Copies of the cited references are attached for the convenience of the Examiner.

If there are any matters concerning this Application that may be cleared up in a telephone conversation, please contact Applicants' attorney at 512.322.2606.

Respectfully submitted,

BAKER BOTTS L.L.P.  
Attorney for Applicants

  
Bruce W. Slayden II  
Reg. No. 33,790


SEND CORRESPONDENCE TO:

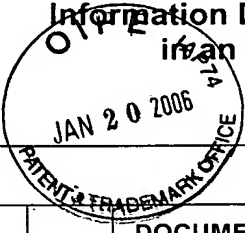
Baker Botts L.L.P.

CUSTOMER NO. **31625**

512.322.2606

512.322.8383 (fax)

Date: January 20, 2006 

PTO-1449		Application No. 10/099,824		Applicant(s) Charles L. Wallace et al.		
<b>Information Disclosure Citation in an Application</b> 		Docket Number 076041.0179		Group Art Unit 2174	Filing Date March 15, 2002	
<b>U.S. PATENT DOCUMENTS</b>						
	DOCUMENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING DATE
A.	4847785	07/11/89	Stephens	345	440	01/22/85
B.	5821933	10/13/98	Keller et al.	345	348	09/14/95
C.	5850221	12/15/98	Macrae et al.	345	348	10/20/95
D.	5881723	03/16/99	Wallace et al.	128	204.21	03/14/97
E.	5901246	05/04/99	Hoffberg et al.	382	209	06/06/95
F.	5915379	06/29/99	Wallace et al.	128	204.21	03/14/97
G.	5956023	9/21/99	Lyle et al.	345	326	07/15/96
H.	6269812	08/07/01	Wallace et al.	128	205.23	02/19/99
I.	6305372	10/23/01	Servidio	128	204	06/24/99
J.						
K.						
L.						
M.						
N.						
O.						
<b>FOREIGN PATENT DOCUMENTS</b>						
	DOCUMENT NO.	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION YES NO
P.						
Q.						
<b>NON-PATENT DOCUMENTS</b>						
	DOCUMENT (Including Author, Title, Source, and Pertinent Pages)					DATE
R.						
S.						
T.						
EXAMINER				DATE CONSIDERED		
EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP § 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.						